

Calendar No. 1906

82D CONGRESS }
2d Session }

SENATE

{ REPORT
No. 1962

RUTH ANN HOLECEK

JUNE 27, 1952.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

REPORT

[To accompany H. R. 7095]

The Committee on the Judiciary, to which was referred the bill (H. R. 7095) for the relief on Ruth Ann Holecek, having considered the same, reports favorably thereon without amendment and recommends that the bill do pass.

PURPOSE OF THE BILL

The purpose of the bill is to waive the racial barrier to admission into the United States in behalf of a minor half-Japanese child in the custody of United States citizens. The child would be considered to be a nonquota immigrant which is the status normally enjoyed by the alien minor children of United States citizens.

STATEMENT OF FACTS

The beneficiary of the bill was born in Japan on January 24, 1949, of a Japanese mother and an American soldier father. The child was released to the Reverend and Mrs. Frank G. Holecek, who are in Japan as missionaries for the Conservative Baptist Foreign Mission Society.

Congressman Walter H. Judd, the author of the bill, submitted to the Committee on the Judiciary of the House of Representatives the following statement in connection with the bill:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, D. C., May 2, 1952.

STATEMENT IN SUPPORT OF H. R. 7095, FOR THE RELIEF OF RUTH ANN HOLECEK

The beneficiary of this bill is an orphan child who was born in Japan on January 24, 1949. The mother was a Japanese woman who bore this child out of wedlock. It appears that the father was an American soldier who promised to marry the Japanese woman but returned to the United States without doing so and her efforts to locate him proved fruitless. The woman could not support the child and was having difficulty in entering the child in the overcrowded orphanages in Japan. Thus on May 20, 1949, she turned the child over to Rev. and Mrs. Frank G. Holecek and signed a paper releasing the child. Reverend and Mrs. Holecek have cared for the child as their own since that time.

Rev. and Mrs. Frank G. Holecek are a childless couple from Minnesota who are serving under the Conservative Baptist Foreign Mission Society in Japan. They are citizens of the United States and wish to adopt the child and bring her back with them to the United States when they return on June 21 of this year.

Letters of recommendation have been submitted testifying as to the good character of Reverend and Mrs. Holecek their ability to care for the child, and their good intention as to carrying out adoption proceedings. A statement from their mission society has also been submitted.

I respectfully request early and favorable consideration of this bill which will grant a waiver of the racial barrier to admission of this child into the United States.

WALTER H. JUDD.

The documents referred to in Congressman Judd's statement read as follows:

We, Frank Holecek, and Ruth Holecek, went to Sendai on May 20, 1949, and met Miss Maeda and the baby girl at the C. I. D. building. We were both attracted to the child at once and felt that she was the one for whom we had been looking to adopt as our own. The mother, Sachiko Maeda, was willing to release the child to us immediately since she was having such a difficult time feeding her and trying to support herself. The child looked so definitely American that she felt it would have a better chance for happiness in an American home. In the presence of three Japanese witnesses we, Frank and Ruth Holecek, and the mother, Miss Sachiko Maeda, wrote an agreement whereby we would take the child for 1 month trial period, after which time, if satisfactory, legal adoption papers would be filed making the child our own. The child was then 4 months old. We were more than satisfied after the 1-month period and agreed to keep the child indefinitely, hoping to adopt her as soon as possible. We immediately placed her name and all the facts we knew with the American consulate in Tokyo in hopes that the old immigration law of 1924 would change allowing her to come into the States with us under the new quota. Miss Sachiko Maeda returned to her home somewhere in Hokkaido and we have not heard from her since nor do we know how to reach her.

Further, our desires for the adoption of Ruth Ann Holecek are deep and sincere because we feel that a home is not complete without children. Two people tend to become selfish without the addition of children to love and care. We have been married almost 7 years (married May 20, 1945) and have done everything possible to bring about the birth of a child. I, Frank Holecek, as the husband, have submitted myself to tests for sterility and I, Ruth Holecek, as the wife, have undergone medical examinations and further tests to make our desires come true, but to no avail. We feel that all that is possible in this regard has been done, and that adoption is our only means whereby we can have the joy of children. Since we are missionaries to Japan, it is possible that we may spend many of our years here, but we are subject to recall to the States at any time. For this reason we must have Ruth Ann recognized as our own child by adoption in order to allow her to go or come from the States with us.

Further, we have submitted papers and documents to the family court division of the Fukushima Prefecture Court House Branch in Taira City near our home, seeking adoption of Ruth Ann and have done all we can to make her legally our own child before the Japanese laws; however, before we can apply for a passport, the private law in America must be completed. Since there is no assurance of the old immigration law being revised before June and since we are making

definite plans to return to the States for a year's furlough the last part of June we trust that this special bill will be passed for Ruth Ann Holecek, making her our own child legally before the American Government.

That should, in the providence of God (and our doctor gives us every reason to believe it possible), a child be born to us, it would be just as precious to us as the little one we now seek to adopt.

FRANK G. HOLECEK,
RUTH S. HOLECEK.

JAPAN, CITY OF TOKYO,
American Consular Service, ss:

Sworn and subscribed to before me on this 22d of April 1952.

[SEAL]

JONATHAN I. HOLMES,
*Vice Consul of the United States of America in and for
Tokyo, Japan, Duly Commissioned and Qualified.*

CONSERVATIVE BAPTIST FOREIGN MISSION SOCIETY,
Tokyo, Japan, April 22, 1952.

Re bill H. R. 7095: Health statement.

HOUSE OF REPRESENTATIVES,
United States Congress, Washington, D. C.
(Attention: Hon. Walter H. Judd.)

DEAR SIR: This is to certify that Ruth Ann Holecek, 3 years old, has been under the care of our mission's medical personnel for the past few years, and has had repeated physical examinations, with the view of adoption by Rev. and Mrs. Frank Holecek.

A recent examination confirms our previous examinations that she is in good health, showing no signs of mental disease, developmental disorder, contagious or infectious diseases, and appears normal in every respect.

Laboratory findings are as follows: Serology—negative (Wasserman, Kahn). Urinalysis: negative. Stool examination for parasites: negative. Chest X-rays: normal.

We can also certify that the foster parents-to-be have sought every possible medical help felt advisable to have children of their own during their 7 years of married life. Using the best facilities available, we have performed various tests and medical examinations, with no success, in spite of their conscientious cooperation.

Both of the parents want very much to have children, and their home life is very definitely the kind that would be most suitable for bringing up children.

We, therefore, recommend Ruth Ann and the Reverend and Mrs. Frank Holecek as being medically fit for the proposed adoption.

Sincerely yours,

LOUIS V. SORRENTINO, M. D.—D. N. B.
*Conservative Baptist Mission Doctor,
Boston University School of Medicine 1947.
Licensed in the State of New Jersey, Essex County, to Practice Medicine.*

THE NATIONAL ASSOCIATION OF EVANGELICALS,
Washington, D. C., May 1, 1952.

The Honorable WALTER H. JUDD,
*Member, House of Representatives,
House Office Building, Washington 25, D. C.*

DEAR DR. JUDD: The Reverend Frank G. Holecek and his wife, missionaries in Japan, met me while on my trip a bit over a year ago and told me that they wished to adopt a Japanese infant as they have little likelihood of having children of their own. As you have been informed they found and adopted a little girl whose mother is Japanese and its father is an unknown American soldier. I am delighted to learn that you have introduced a private bill to permit the Holecek's to bring in the little Ruth Ann when her adopted parents return on furlough this summer.

I would respectfully urge that everything be done to expedite passage of the bill, H. R. 7095, and I am willing to give testimony of my knowledge of the family

as a high grade Christian American group. The little girl, now over 3 years old, will, D. V., doubtless become an asset to our great land.

With best Christian greetings, I am

Cordially yours in Christ,

CLYDE W. TAYLOR, D. D.,
Secretary of Affairs.

CONSERVATIVE BAPTIST FOREIGN MISSION SOCIETY,
Chicago 14, Ill., April 16, 1952.

Re H. R. 7095.

Congressman WALTER H. JUDD,
House of Representatives, Washington, D. C.

DEAR DR. JUDD: A missionary couple, Rev. and Mrs. Frank G. Holecek, under the Conservative Baptist Foreign Mission Society, residing in Japan, have taken over the care of a little girl by the name of Ruth Ann. It is the desire of the Holeceks to adopt this little girl.

It is my understanding that the father is a GI back here in America. The mother is a Japanese girl.

In order to adopt this little girl, it will be necessary to have a special act of Congress which is incorporated in H. R. 7095. The Holeceks have their residence in Minnesota. We are, therefore, writing you to intercede in behalf of this bill.

The Holeceks are an excellent couple, who for some reason known only to God, are unable to have children. They desire very much that this little girl who has grown into their lives over the last 4 years should be their very own. We have nothing but the highest of recommendation for the Holeceks in their ability and adaptability for this task of being parents to this little girl.

We trust, therefore, that you will do all that is in your power to see that this bill is expedited.

The Holeceks are desirous of leaving Japan in the early part of June. We would, therefore, appreciate if this action could be taken in time for them to make adequate arrangements for their trip home.

Very sincerely yours,

RAY BUKER, *Foreign Secretary.*

HOPKINS BAPTIST CHURCH,
Hopkins, Minn., April 23, 1952.

The Honorable WALTER JUDD, M. C.,
House Office Building, Washington, D. C.

DEAR SIR: You are respectfully requested to propose a bill in Congress to permit Rev. and Mrs. Frank Holecek, missionaries in Japan under the Conservative Baptist Mission Board since 1947, to bring their adopted Japanese-American child to the United States when they come in July 1952. They adopted this child in 1948.

Your kind attention to this matter at your earliest convenience will be sincerely appreciated.

Yours very truly,

ANASTASIA A. ANDRS,
Church Clerk.

FIRST BAPTIST CHURCH,
Brainerd, Minn., January 16, 1952.

The Honorable WALTER JUDD,
*United States Representative from Minnesota,
House Office Building, Washington 25, D. C.*

MY DEAR REPRESENTATIVE JUDD: The First Baptist Church of Brainerd, Minn., in business session on January 10, 1952, authorized the writing of this letter.

There are two young people who are members of our church who are serving their first term as Baptist missionaries in Japan. They are the Rev. and Mrs. Frank G. Holecek. They are planning to return to the United States for their first furlough, which will begin about June of this year.

About 3 years ago the Holeceks took into their home a 4-month-old infant girl who was the daughter of an American soldier and a Japanese woman. This mother gave her daughter to the Holeceks. They named the child Ruth Ann

Holecek. They have tried to adopt the child in Japan but were informed that they would have to do so in America.

The Holeceks want to either be permitted to adopt the child in America or to be permitted to bring her back to America for the year of their furlough.

There seems to be some regulation on such matters, so we are asking your advice and help. This church will appreciate any assistance you will be able to give in this problem.

Fraternally yours,

ROBERT F. KITTRELL,
Pastor.
MRS. ERVIL MATHISON,
Church Clerk.

WOODSIDE, N. Y., April 26, 1952.

In re Ruth Holecek, bill H. R. 7095.

CONGRESS OF THE UNITED STATES,
House of Representatives, Washington, D. C.

To Whom It May Concern:

DEAR SIR: I am writing this to ask that you consider, with favor, the recommendation that Mr. and Mrs. Frank Holecek be permitted to adopt the little girl whom they have care for since she was 3 months old.

This is one of those unwanted children and for whom we Americans are certainly partly responsible since her father was an American soldier.

The Holeceks have been married for a number of years, and they have had no children of their own, much as they have desired them. They are a fine young couple and are able to care for the needs of the child and to give her a good home environment. Ruth Ann has been with them for 3 years or more and they seem to be very happy together.

I have known this young couple since 1947 and have worked with them in Japan for 4 years. We are members of the same Conservative Baptist Foreign Mission Society and on many occasions have lived for some time together so that I have been able to observe their conduct and relationship to this child, at close proximity.

I feel sure that you will do all you can to make it possible for the Holeceks to legally adopt this child. It is necessary for them to have prompt action because they are due furlough now and of course they want to bring the child. I know that they have been to the consulate in Japan and here and there to find out the procedure to follow. Thus time has passed but they did not neglect this until now.

I trust and pray that you will look with favor upon this special bill and that it may be passed at this session of the Congress.

Yours very truly,

MILDRED E. CRAIG,
Conservative Baptist Foreign Mission Society.

P. S.—I will be returning to Japan in a few days and my address will be Jumonji, Akita Ken, Japan.

HEADQUARTERS, THIRTY-SEVENTH AAA GUN BATTALION,
APO 503, San Francisco, Calif., April 10, 1952.

Hon. WALTER H. JUDD,
United States House of Representatives,
Washington, D. C.

DEAR SIR: I am writing in the interest of a missionary couple, the Reverend and Mrs. Frank G. Holecek, former residents of Minnesota and related to the missionary program of the Ravenswood Baptist Church, Chicago, Ill., of which I was pastor prior to my recall to active duty.

These missionaries stationed at Ohnomura, Futaba Gun, Fukushima Ken, Japan, desire to adopt and take to the United States upon their return this spring the child, Ruth Ann, who has been under their care from infancy and is from the standpoint of their affections their own daughter.

In reference to bill H. R. 7095, introduced March 17, 1952, I solicit in behalf of these servants of Christ the good graces of your office in expediting passage of legislation in the facilitation of this request.

Remembering your kindness to me and to Dr. Hendon Harris with respect to our feelings in the China matter and believing the work now established in Formosa to be in no small measure the result of your wise counsel, I am happy for the opportunity of expressing to you at this time my warm appreciation.

Very sincerely yours,

WILLIAM P. GOLDER,
Chaplain (Major) United States Army,
Battalion Chaplain.

Senator Edward J. Thye has introduced a companion bill, S. 3201, in the Senate. In view of the fact that the committee is reporting on the instant bill favorably, the bill, S. 3201, will be indefinitely postponed.

The committee, after consideration of all the facts in the case, is of the opinion that the bill (H. R. 7095) should be enacted.

○